

UNIVERSITY OF KERALA

(Abstract)

UGC Regulations 2010- Placement/Promotion of Teachers - Extending the criteria of roll out in API scores-Orders issued.

Academic F II Section

No.Ac.F II/General/UGC-R-2010/2018

Dated, Thiruvananthapuram, 30.05.2019

- Read:**
1. UGC Regulation 2010-Kerala Gazette Notification -Notification No.27 Volume III dated 08.07.2014
 2. Judgment of the Hon'ble High Court of Kerala dated 23.02.2016 in WP(C) No.15739/2013(N)
 3. Judgment of the Hon'ble Supreme Court dated 17.07.2018 in SLP(C) No. 18938-18942/2017
 4. Item No: 05.53.01 and Item No:05.73 of the minutes of the meeting of the Syndicate held on 28.09.2018
 5. Item No: 96 of the minutes of the meeting of the Academic Council held on 05.10.2018.
 6. Item No: 03.00.01 of the minutes of the meeting of the Syndicate held on 01.02.2019
 7. Item No: 51 of the minutes of the meeting of the Academic Council held on 13.03.2019.
 8. U.O of even No dated 30.11.2018

ORDER

The University Grants Commission (Minimum Qualifications for appointment of Teachers and other Academic Staff in Universities and Colleges and Measures for the Maintenance of Standards in Higher Education) Regulations 2010, was gazetted on the recommendation of the Academic Council of the University of Kerala dated 23.11.2013 vide paper read as (1) above.

The Hon'ble High Court of Kerala, vide Judgment read as (2) above, had ordered that all appointments made with effect from 18-09-2010 had to be in tune with UGC Regulations, 2010 irrespective of whether the University Acts or the Statutes are amended in line with UGC Regulations or not, in view of its adoption by the State of Kerala w.e.f 18-09-2010 as per G.O(P) No: 392/2010/H.Edn, dated 10-12-2010.

Consequently, the Government as well as the University proceeded to file a Special Leave Petition before the Hon'ble Supreme Court of India, for extending the date of applicability of the UGC Regulations,2010, which was disposed by the Apex Court vide paper read as (3) above.

As per the directions of the Apex Court, in the SLP mentioned above, the UGC Regulations,2010 were to be implemented on a date not later than 23.02.2016 , i.e , the date of Judgment of the Hon'ble High Court of Kerala, or on an earlier date, provided the Universities concerned had done so.

The Syndicate, vide paper read as (4) above, resolved to place the whole matter before the Academic Council. The Academic Council, vide paper read as (5) above, inter alia resolved that UGC Regulations,2010, shall be treated as implemented in the University with effect from 23.02.2016 , amending the earlier notification in this regard and approving the modified templates for API scores along with the modifications in proforma for CAS promotions of teachers in Colleges as well as University Departments.

As per UGC Regulations 2010, the Academic Performance Indicator(API) based Performance Based Appraisal System(PBAS) were progressively and prospectively rolled out. Thus if a teacher is considered for CAS promotion in 2010, one year API scores for 2009-2010 alone will be required for assessment. In the case of teacher being considered for CAS promotion in 2011, two years average of API scores were required for assessment and so on, leading progressively for the complete assessment period. These conditions have therefore been adhered to by the University for granting promotion to teachers, under UGC Regulations, 2010, on the basis of progressive roll out of API Scores for 2009-10 onwards.

But consequent on the shifting of implementation-of UGC regulations, 2010, to 23.02.2016, based on the Judgment vide paper read as(3) above, the session of the Syndicate vide paper read as (6) above, resolved to extend the criteria of roll out of API scores to take effect from 2015-2016 onwards in view of the implementation of the UGC Regulations, 2010, w.e.f 23.02.2016, in respect of University of Kerala. The Academic Council held on 13/03/2019 considered the matter and agreed with the same vide paper read as (7) above.

Sanction has therefore been accorded by the Vice Chancellor to implement the resolution of the Academic Council , to insist on the roll out of API scores of teachers for CAS promotions under UGC Regulations, 2010 from 2015-2016 onwards only, in the context of the said Regulations being implemented in the University w.e.f 23.02.2016. Progressive compounding of the API scores will be applied to ensuing years proportionately.

Orders are issued accordingly.

Sd/-
Gopakumar C
Deputy Registrar (Acad.I)
For Registrar

To

1. The Director of Collegiate Education, Thiruvananthapuram (with C/L)
2. The Deputy Director of Collegiate Education, Kollam(with C/L)
3. The Deputy Director of Collegiate Education, Kottayam(with C/L)
4. The Deputy Director of Collegiate Education, Ernakulam(with C/L)
5. The Government Auditor((with C/L)
6. PS to VC/PVC
7. PA to Registrar/F.O/DPD
8. The Managers/Principals of all Colleges
9. The Sections concerned(Ad.DII/Ad.H/Ac.D/Legal/Finance)
10. Stock file / File copy

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SECTION OFFICER